

FILED

FEB 16 2012

DAVID CREWS, CLERK
BY *[Signature]* Deputy

IN THE CIRCUIT COURT OF PONTOTOC COUNTY, MISSISSIPPI

RON CARTER

PLAINTIFF

VS.

CIVIL ACTION NO. *MON: 3:12CV016 NBB SAA*
9011-382 B (P)

WAL-MART STORES EAST, LP

DEFENDANT

COMPLAINT
(Jury Trial Requested)

COMES NOW the Plaintiff, Ron Carter, and files this, his Complaint, against the Defendant, Wal-Mart Stores East, LP, hereinafter referred to as "Wal-Mart," and in support thereof, would respectfully show unto the Court the following:

I.

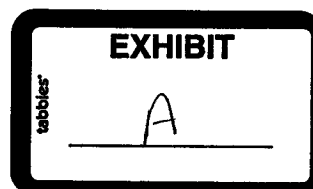
Plaintiff, Ron Carter, is an adult resident citizen of Pontotoc County, Mississippi.

II.

Defendant Wal-Mart Stores East, LP, is a corporation with a place of business in Pontotoc County, Mississippi, and which may be served with process through its registered agent, CT Corporation System, 645 Lakeland East Drive, Suite 101, Flowood, Mississippi 39232.

III.

Jurisdiction and Venue are proper in this Court.



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[Signature]

IV.

On or about September 1, 2011, Ron Carter entered Wal-Mart retail store #164 on McCord Road, Pontotoc, Pontotoc County, Mississippi, and while walking near the jewelry department slipped on a grainy substance on the floor and suffered severe personal injuries.

V.

That at the time of his fall, floor cleaning operations were in progress and the floor contained a grainy substance and was slightly wet. Plaintiff states there were no caution signs at the site of the accident.

VI.

Wal-Mart, as the operator of a retail store open to the public, owed to Ron Carter, and all its customers, a duty to exercise reasonable care to keep its business premises in a reasonably safe condition.

VII.

Defendant Wal-Mart was negligent in creating an unreasonably dangerous condition or otherwise failing to properly maintain the floor in a reasonably safe condition.

VIII.

Defendant Wal-Mart was negligent by failing to use reasonable care in failing to maintain the retail floor in a dry, clean and safe condition, not sandy, wet and slippery. Said negligence caused an unsafe and dangerous condition to exist on the premises.

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Forster, D.C.

IX.

Defendant Wal-Mart was negligent by failing to provide Plaintiff with adequate warning of the unreasonably dangerous condition.

X.

Plaintiff's injuries are a direct and proximate result of Wal-Mart's negligence.

XI.

Plaintiff is entitled to compensation in an amount to be determined by the trier of fact, including but not limited to medical expenses, pain and suffering, injuries to his person, lost wages and possible permanent impairment.

WHEREFORE, PREMISES CONSIDERED, Plaintiff does hereby demand judgment against Wal-Mart in an amount to be determined by the trier of fact for actual damages and all costs herein.

This the 22nd day of November, 2011.

RON CARTER, Plaintiff

BY: 

GEORGE E. DENT, MSB NO. 6052

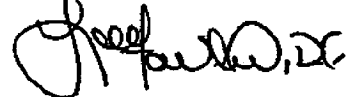
OF COUNSEL:

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WILLIAM L. SNEED, ESQ, MSB No. 7665

P. O. Box 89

Pontotoc, MS 38863

Email: wlsneedlaw@yahoo.com

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[Handwritten Signature]



**Service of Process
Transmittal**

12/19/2011

CT Log Number 519663922

TO: Sheron Young, Operations Manager Legal Department
Wal-Mart Stores, Inc.
702 SW 8th Street
Bentonville, AR 72716

RE: Process Served in Mississippi

FOR: Wal-Mart Stores East, LP (Domestic State: DE)

ENCLOSED ARE COPIES OF LEGAL PROCESS RECEIVED BY THE STATUTORY AGENT OF THE ABOVE COMPANY AS FOLLOWS:

TITLE OF ACTION: Ron Carter, Pltf. vs. Wal-Mart Stores East, LP, Dft.
DOCUMENT(S) SERVED: Summons, Proof of Service, Complaint
COURT/AGENCY: Pontotoc County Circuit Court, MS
Case # 2011382RPO
NATURE OF ACTION: Personal Injury - Slip/Trip and Fall - Failure to Maintain Premises in a Safe Condition
- On 9/1/11 at Wal-Mart retail store #164 on McCord Road, Pontotoc, Pontotoc
County, MS
ON WHOM PROCESS WAS SERVED: C T Corporation System, Flowood, MS
DATE AND HOUR OF SERVICE: By Process Server on 12/19/2011 at 09:45
JURISDICTION SERVED : Mississippi
APPEARANCE OR ANSWER DUE: Within 30 days from the date of delivery
ATTORNEY(S) / SENDER(S): George E. Dent
Greer, Russell, Dent & Leathers, PLLC
PO Box 907
Tupelo, MS 38802
662-842-5345
ACTION ITEMS: CT has retained the current log, Retain Date: 12/19/2011, Expected Purge Date:
12/24/2011
Image SOP
Email Notification, Sheron Young ct.lawsuits@walmartlegal.com
Email Notification, Scott LaScala-CT East CLS-VerificationEast@wolterskluwer.com
SIGNED: C T Corporation System
PER: Amy McLaren
ADDRESS: 645 Lakeland East Drive
Suite 101
Flowood, MS 39232
TELEPHONE: 800-592-9023

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